## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

MICHAEL RUBIN.

Case No. 08 Civ. 02233 (VM)

Plaintiff.

MF GLOBAL, LTD., ET AL.,

Defendants.

#### JOINT STIPULATION AND

### ORDER REGARDING SCHEDULING

WHEREAS, by Order dated June 23, 2008, the Court appointed the Iowa Public Employees' Retirement System; Policemen's Annuity & Benefit Fund of Chicago; Central States, Southeast, Southwest Areas Pension Fund; and State-Boston Retirement System (collectively, the "MF Global Institutional Investor Group") to serve as Lead Plaintiffs in the above-captioned consolidated action; and

WHEREAS, the Parties have consulted with each other, and have agreed upon the proposed schedule set forth below;

IT IS HEREBY STIPULATED AND AGREED, by and between Lead Plaintiffs and Defendants through their respective undersigned attorneys, and subject to the Court's approval. as follows:

1. Lead Plaintiffs shall file their consolidated complaint within 60 days of entry of the Joint Stipulation and Order.

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- Defendants shall answer, move to dismiss, or otherwise respond to Lead
  Plaintiffs' consolidated complaint within 60 days after Lead Plaintiffs file their consolidated
  complaint.
- Lead Plaintiffs shall file their opposition to any motion to dismiss within 30 days after any motion to dismiss is filed.
- 4. Defendants shall file their reply in further support of any motion to dismiss within 15 days after Lead Plaintiffs' opposition is filed.
- 5. Nothing herein shall be deemed to constitute a waiver of, and Defendants do not waive and expressly preserve, all arguments and defenses in the above-captioned consolidated action, including defenses related to personal jurisdiction or with respect to class action status.
- 6. The parties jointly request that the Court entertain oral argument on any motion to dismiss at a date convenient to the Court after the completion of all briefing.

Dated: July 9, 2008

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So ordered and approved, this // day of July, 2008

Victor Marrero, U.S.D.J.